

11/27/01

11-29-01

Please type plus sign inside this box + PTO/SB/05(03/01) Approved for use through 10/31/2002 OMB 0651-0032 +

**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 1.53(b))

Attorney Docket No.	04645.1003
First Inventor	Palazzo et al.
Title	Use of Heat-Treated Electrodes Containing
Express Mail Label No.	EE209745109US

PTO
09/995202
J1059 U S

11/27/01

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

Assistant Commissioner for Patents
ADDRESS TO: Box Patent Application
Washington, D.C. 20231

1. ☒ Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.
See CFR 1.27.
3. ☒ Specification [Total Pages / 30]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R&D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. ☐ Drawing(s) (35 USC 113) [Total Sheets / 6]
5. ☒ Oath or Declaration [Total Pages / 3]
 - a. ☒ Newly executed (original or copy)
 - b. ☐ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 18 completed)
 - i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. ☐ Computer Readable Form (CRF)
 - b. ☐ Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ paper
 - c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS


9. ☒ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☒ Information Disclosure ☒ Copies of IDS
Statement (IDS)/PTO-1449 Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122
(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent
17. ☒ Other: Checks for \$920.00 and \$40.00

18. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of the prior application No. _____
Prior application information Examiner: _____ Group/Art Unit: _____
For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label (Insert Customer No. or Attach bar code label here) or ☒ Correspondence address below

NAME		Michael F. Scalise			
		Hodgson Russ LLP			
ADDRESS		One M&T Plaza, Suite 2000			
CITY	Buffalo	STATE	New York	ZIP CODE	14203-2391
COUNTRY	United States of America	TELEPHONE	(716) 856-4000	FAX	(716) 849-0349
Name (Print/Type)	Michael F. Scalise	Registration No. (Attorney/Agent)	34,920		
Signature		Date	November 27, 2001		

"Express Mail" Mailing Label Number EE209745109US

Date of Deposit November 27, 2001

I hereby Certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the U S Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202

Barbara Haggerty

Name

Signature

BFLODOCS 626888

FEE TRANSMITTAL for FY 2002

Patent Fees are subject to annual revision

Application Number

Filing Date

11/27/2001

First Named Inventor

Palazzo et al

Examiner Name

Group/Art Unit

Attorney Docket Number

04645.1003

J1059 U.S. PRO
09/995202

TOTAL AMOUNT OF PAYMENT

(\$960.00)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

3. ADDITIONAL FEES

Deposit Account Number: 08-2442

Deposit Account Name:

Hodgson Russ LLP

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	\$
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	\$
139	130	139	130	Non-English specification	\$
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	\$
112	920*	112	920*	Requesting Publication of SIR prior to Examiner Action	\$
113	1,840*	113	1,840*	Requesting Publication of SIR after Examiner Action	\$
115	110	215	55	Extension for reply within first month	\$
116	400	216	200	Extension for reply within second month	\$
117	920	217	460	Extension for reply within third month	\$
118	1,440	218	720	Extension for reply within fourth month	\$
128	1,960	228	980	Extension for reply within fifth month	\$
119	320	219	160	Notice of Appeal	\$
120	320	220	160	Filing a brief in support of an appeal	\$
121	280	221	140	Request for oral hearing	\$
138	1,510	138	1,510	Petition to institute a public use proceeding	\$
140	110	240	55	Petition to revive - unavoidable	\$
141	1,280	241	640	Petition to revive - unintentional	\$
142	1,280	242	640	10 advance copies Utility issue fee (or reissue)	\$
143	460	243	230	Design issue fee	\$
144	620	244	310	Plant issue fee	\$
122	130	122	130	Petitions to the Commissioner	\$
123	50	123	50	Processing fee under 37 CFR 1.17(q)	\$
126	180	126	180	Submission of Information Disclosure Statement	\$
581	40	581	40	Recording each patent assignment per property (times number of properties)	\$40
146	740	246	370	Filing a submission after final rejection(37 CFR 1.129(a))	\$
149	740	249	370	For each add'l invention to be examined(37 CFR 1.129(b))	\$
179	740	279	370	Request For Continued Examination (RCE)	\$
169	900	169	900	Request for Expedited Examination of a design appln	\$

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status See 37 CFR 1.27.
2. ☒ Payment Enclosed:
☒ Check ☐ Credit Card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
101-740	201-370	Utility filing fee	\$740
106-330	206-165	Design filing fee	\$
107-510	207-255	Plant filing fee	\$
108-740	208-370	Reissue filing fee	\$
114-160	214-80	Provisional filing fee	\$
SUBTOTAL (1)			\$740

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
109-740	209-370	Reissue filing fee	\$
114-160	214-80	Provisional filing fee	\$
SUBTOTAL (2)			\$180

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
103-18	203-9	Claims in excess of 20	\$
102-84	202-42	Independent claims in excess of 3	\$
114-280	204-140	Multiple dependent claim if not paid	\$
109-84	209-42	**Reissue independent claims over original patent	\$
110-18	210-9	**Reissue claims in excess of 20 and over original patent	\$
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